UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS EL PASO DIVISION

MEXICAN AMERICAN LEGISLATIVE	§	Civil Action
CAUCUS, TEXAS HOUSE OF	§	
REPRESENTATIVES,	§	
	§	
Plaintiffs	§	
	§	Case No. 21-cv-259-DCG-JES-JVB
V.	§	
	§	
STATE OF TEXAS, GREG ABBOTT,	§	
GOVERNOR OF THE	§	
STATE OF TEXAS, in his official capacity,	§	
and JOHN SCOTT,	§	
SECRETARY OF STATE OF TEXAS, in his	§	
official capacity	§	
Defendants	§	

PLAINTIFF MALC'S UNOPPOSED MOTION FOR EXTENSION OF TIME

Plaintiff Mexican American Legislative Caucus ("MALC") files this Unopposed Motion for Extension of Time to File a Response to Defendants' Motion to Dismiss and show the Court the following:

- 1. On December 9, 2021, the State Defendants filed a Motion to Dismiss against Plaintiff. *See* Docket Entry No. 80.
- 2. The Court previously granted an extension of time to Plaintiffs to respond. Plaintiff MALC's Response in opposition to Defendants' Motion to Dismiss is due January 7, 2022.
- 3. Plaintiff MALC is seeking an extension up to and including January 14, 2022, for its Response in opposition to the Motion to Dismiss. Plaintiff's request is not for purposes of delay, but because of unanticipated delays associated with contracting the COVID-19 illness.
- 4. On January 3, 2022, the undersigned conferred with counsel for the State Defendants concerning the request. Defense counsel agreed to the requested extension.

- 5. Plaintiff MALC respectfully requests that the Court grant an extension of the current deadline to file their Response to Defendants' Motion to Dismiss up to and including January 7, 2022.
- 6. The parties have also agreed that the deadline for the State Defendants to file their Reply in Support of their Motion to Dismiss is January 28, 2022 and Plaintiff hereby requests the Court grant the same.
- 7. The motion is not presented for purposes of delay and will not prejudice any party to this litigation.

Dated: January 6, 2022

Respectfully submitted,

SOMMERMAN, MCCAFFITY, QUESADA &GEISLER, L.L.P.

/s/ Sean J. McCaffity

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-and-

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Response to Motion to Consolidate was filed and served via CM/ECF electronic service on January 6, 2022 to all counsel of record.

/s/ Sean J. McCaffity	